

1 ANDREA SHERIDAN ORDIN, County Counsel
LIANNE J. EDMONDS, Assistant County Counsel
2 BRANDON T. NICHOLS, Principal Deputy County Counsel
(SBN 187188) • *bnichols@counsel.lacounty.gov*
3 648 Kenneth Hahn Hall of Administration
500 West Temple Street
4 Los Angeles, California 90012-2713
Telephone: (213) 893-7227 • Fax: (213) 626-5578
5 Attorneys for County Defendants

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8 **UNITED STATES DISTRICT COURT**
9 **CENTRAL DISTRICT OF CALIFORNIA, EASTERN DIVISION**

10 KATIE A., by and through her next
11 friend, Michael Ludin; MARY B., by
and through her next friend, Robert
12 Jacobs; JANET C., by and through her
next friend Dolores Johnson;
13 HENRY D., by and through his next
friend Gillian Brown; and GARY E., by
14 and through his next friend, Michael
Ludin, individually and on behalf of
15 other similarly situated,

16 Plaintiffs,

17 v.

18 DIANA BONTA, Director of California
Department of Health Services; LOS
19 ANGELES COUNTY; LOS ANGELES
COUNTY DEPARTMENT OF
20 CHILDREN AND FAMILY
SERVICES; ANITA BOCK, Director
21 of the Los Angeles County Department
of Children and Family Services; RITA
22 SAENZ, Director of the California
Department of Social Services; and
23 DOES 1 through 100, Inclusive,

24 Defendants.

CASE NO. CV-02-05662-AHM (SHx)

**ORDER TO STIPULATION
REGARDING EXIT CONDITIONS**

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CV-02-05662AHM (SHx)

ORDER TO STIPULATION
REGARDING EXIT CONDITIONS

1 IT IS HEREBY ORDERED that the exit conditions attached hereto as Exhibit "A"
2 are approved and adopted.

3 IT IS SO ORDERED.

4 DATED: December 01, 2011



A. HOWARD MATZ
UNITED STATES DISTRICT JUDGE

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Exhibit A

KATIE A. – EXIT CRITERIA AND FORMAL MONITORING PLAN

KATIE A. EXIT CRITERIA AND FORMAL MONITORING PLAN

Exit Criteria	Standards	Monitoring Plan
1. Completion of the Strategic Plan	Implementation of the Court-approved Strategic Plan.	Monitored by the Katie A. Panel and Plaintiffs' attorneys via bi-annual reports to the Court.
2. A Passing Score on a Quality Service Review	<ul style="list-style-type: none"> A full cycle review will comprise 216 cases and will be completed once every 18 months or sooner if possible, organized by Service Planning Area (SPA); <ul style="list-style-type: none"> SPA 4 and 5 will be joined for exiting purposes. Overall average of no less than 85% on System Performance and Child Status Indicators respectively; The subset of System Performance Indicators: Engagement; Teaming; and Assessment will score no lower than 70% respectively; Once the targets have been reached, at the next review cycle the SPA(s) must not score lower than 75% respectively on the overall System Performance and Child Status Indicators, and no lower than 65% on the subset of System Performance Indicators (Engagement, Teaming, and Assessment) respectively. 	<ul style="list-style-type: none"> The County will continue to post QSR scores on a dedicated Katie A. website for at least one-year following exit; The Panel and Plaintiffs' attorneys will continue to report on QSR progress and participate on the QSR review teams as they deem necessary. The parties and Panel agree that QSR scores required to exit should be considered in the context of overall County performance and that slight variance from agreed-to QSR performance measures should not, in and of itself, prevent exit from the lawsuit. Accordingly, if the County has implemented the Court-approved Strategic Plan and achieved close proximity to the agreed-to QSR exit standards, but is unable to precisely conform to them: <ol style="list-style-type: none"> the parties and Panel shall meet and confer to discuss the significance of the deviation from the QSR standards and the resources required to achieve them; the Panel shall make a recommendation as to whether it believes the County should be allowed to exit with the existing QSR scores; each party and the Panel may then file documents with the Court explaining their respective positions on the issue; and the Court may end its

		<p>jurisdiction or modify the standard(s) after consideration of the standard(s) in the context of overall County performance and the Panel's recommendations.</p> <ul style="list-style-type: none"> Nothing in this agreement shall prevent the parties from modifying the Strategic Plan, as necessary and appropriate, to meet the needs of the class members. Before any modifications to the plan are adopted, the parties should meet and confer with the Panel to review the changes in order to seek agreement.
<p>3. Acceptable Progress on a Discrete Set of Data Indicators</p>	<ul style="list-style-type: none"> The data indicators are comprised of 3 Safety Indicators and 5 Permanency Indicators; County will meet or exceed minimum performance levels detailed in the Safety and Permanency Exit Indicators (see attached); The County will strive to meet an aspirational goal for each respective indicator; If the County's performance on the data indicators fall short of the aspirational goals, the County will meet with the Panel annually to reconsider the aspirational goal(s) and County resources dedicated to reaching such a goal; These meetings will occur after the first QSR baseline is completed, should aspirational targets fall short for the selected indicators. 	<ul style="list-style-type: none"> The Panel and Plaintiffs' attorneys will continue to report to the Court on data indicator progress; The County will continue to post data scores on a dedicated Katie A. website for at least one-year following exit; The County shall continue to produce contextual data related to mental health screening, assessment, and linkage in the monthly screening memos for the duration of the Court's jurisdiction and for at least one-year following exit and post on the Katie A. website.

Safety and Permanency Exit Indicators

Safety Indicator 1: Percent of cases where children remained home and did not experience any new incident of substantiated referral during the case open period, up to 12 months.

Minimum Performance Level: 82.8%

Aspire To: 83.3%

Safety Indicator 2: Of all children served in foster care in the fiscal year, how many did not experience maltreatment by their foster care providers?

Minimum Performance Level: 98.4%

Aspire To: 98.6%

Safety Indicator 3: No recurrence of maltreatment within 6 months.

Minimum Performance Level: 92.3%

Aspire To: 92.8%

Permanency Indicator 1: Median length of stay for children in foster care.

Minimum Performance Level: 409 days

Aspire To: 383 days

Permanency Indicator 2: Reunification within 12 months.

Minimum Performance Level: 36.4%

Aspire To: 45.6%

Permanency Indicator 3: Adoption within 24 months.

Minimum Performance Level: 2.0%

Aspire To: 2.9%

Permanency Indicator 4: Reentry into foster care during the fiscal year and reentry within 12 months of the date of reunification.

Minimum Performance Level: 13.9%

Aspire To: 12.9%

Permanency Indicator 5a: Children in foster care less than 12 months with 2 or less placements.

Minimum Performance Level: 82.5%

Aspire To: 84.1%

Permanency Indicator 5b: Children in foster care 12 months but less than 24 months, without a move to a third or greater placement(s) in the second year.

Minimum Performance Level: 89.2%

Aspire To: 89.7%

Permanency Indicator 5c: Children in foster care on the first day of the fiscal year who have been in foster care for 24 months or more, and have not experienced a move to a third or greater placement(s) during the fiscal year.

Minimum Performance Level: 58.8%

Aspire To: 61.7%

KATIE A. STRATEGIC PLAN

EXIT CONDITIONS

Commission Briefing
January 23, 2012

BACKGROUND: 2002

- **CLASS ACTION LAWSUIT FILED AGAINST THE STATE AND LOS ANGELES COUNTY ALLEGING:**
 1. Failure to assess mental health needs.
 2. Inadequate mental health services.
 3. Placement disruptions.
 4. Over-reliance on congregate care.
 5. Institutionalization—MacLaren Children's Center.

BACKGROUND: JULY 2003

- Los Angeles County entered into a Settlement Agreement resolving the County-portion of the lawsuit.
- The Settlement Agreement required the County to make systemic improvements to better serve members of the class.

SETTLEMENT OBJECTIVES

1. Promptly receive necessary individualized mental health services in their own home, a family setting, or the most homelike setting appropriate to their needs;
2. Receive care and services needed to prevent removal from their families or dependency or, when removal cannot be avoided, to facilitate reunification, and to meet their needs for safety, permanence, and stability;

SETTLEMENT OBJECTIVES

3. Be afforded stability in their placements, whenever possible; and
4. Receive care and services consistent with good child welfare and mental health practice and the requirements of law.

EXIT REQUIREMENTS

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- Successful completion of meaningful Strategic Plan.

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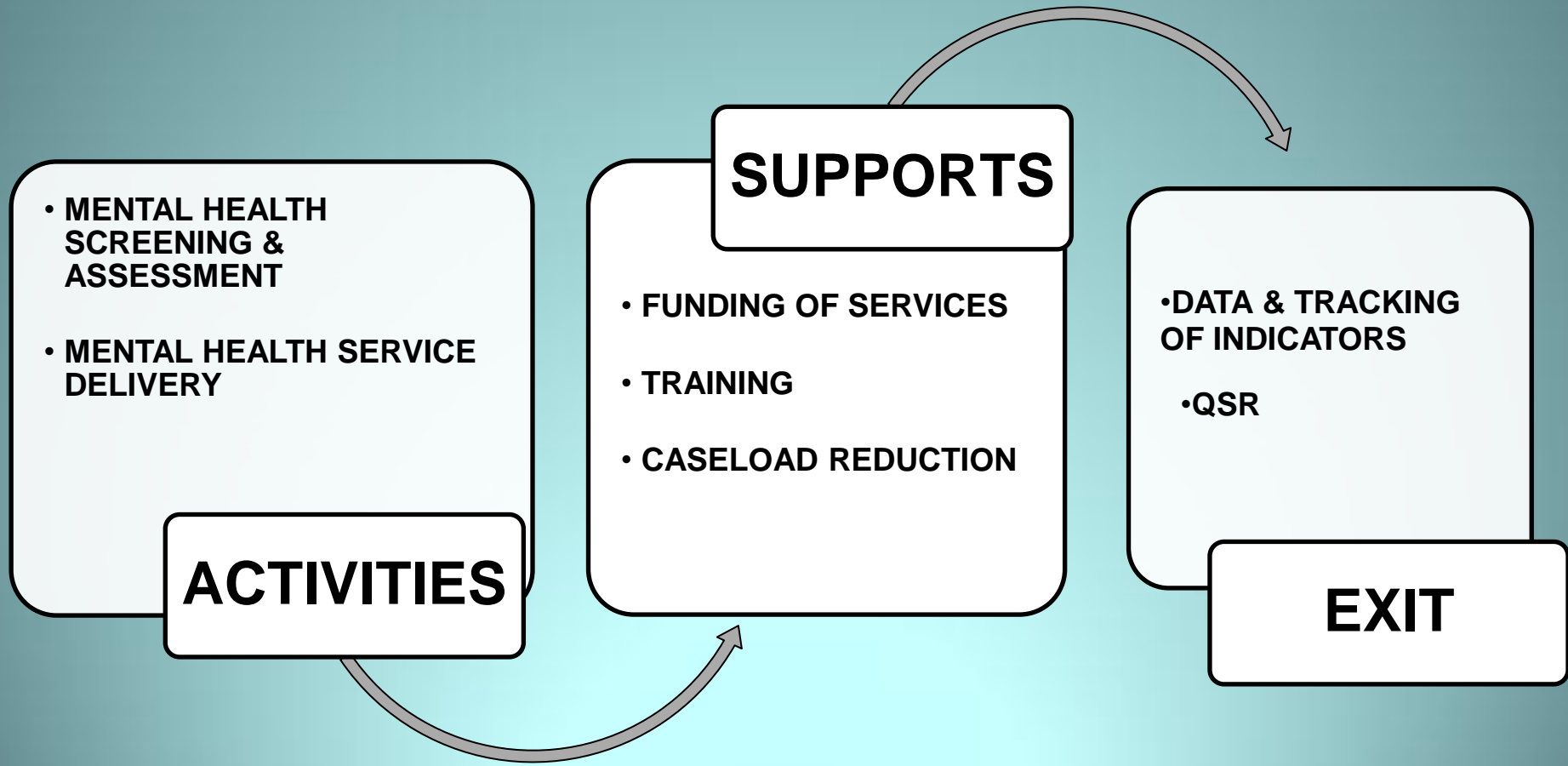
- Acceptable progress on data indicators.

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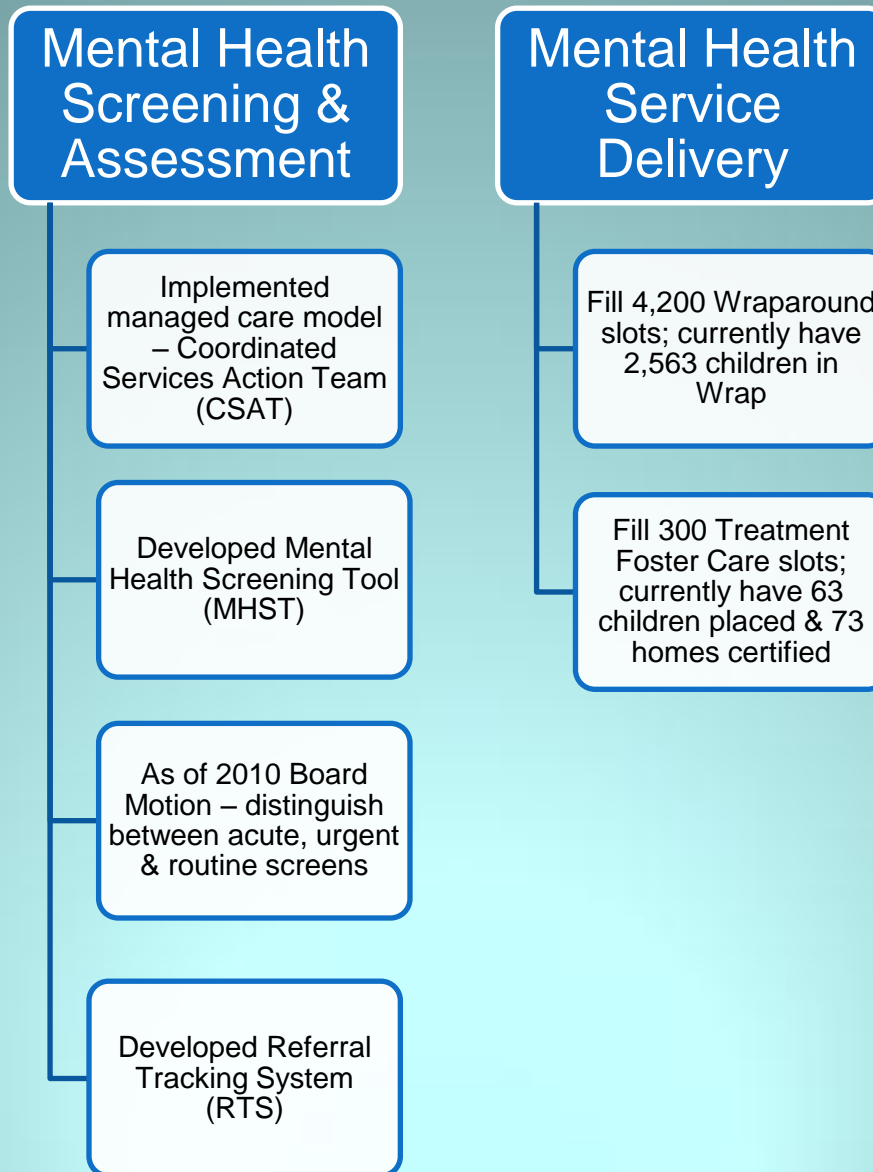
- Passing score on a Quality Service Review (QSR).

KATIE A. STRATEGIC PLAN

High Level Summary



KATIE A. STRATEGIC PLAN ACTIVITIES



KATIE A. STRATEGIC PLAN SUPPORTS

Funding

- Blend funding: EPSDT; Title IV-E; MHSA/FSP; NCC
- Provider training & DMH monitoring to increase EPSDT utilization
- State settlement should result in MediCal documentation manual to clarify billing, as well as some financial assistance

Training

- Developed Core Practice Model
- Use QSR terms/constructs to prepare for QSR

Caseload Reduction

- Safely reduce front-end referrals/case openings
- Increase permanency practices
- Implement innovative programs – RBS
- Improve human resource practices/rates
- Established caseload reduction targets: 14 for ER & 15 for Generic

EXIT: QUALITY SERVICE REVIEW

CHILD & FAMILY STATUS INDICATORS

1. Safety
2. Stability
3. Permanency
4. Living Arrangements
5. Health/Physical Well-Being
6. Emotional Well-Being
7. Learning & Development
8. Family Functioning & Resourcefulness
9. Caregiver Functioning
10. Family Connections

SYSTEM PERFORMANCE INDICATORS

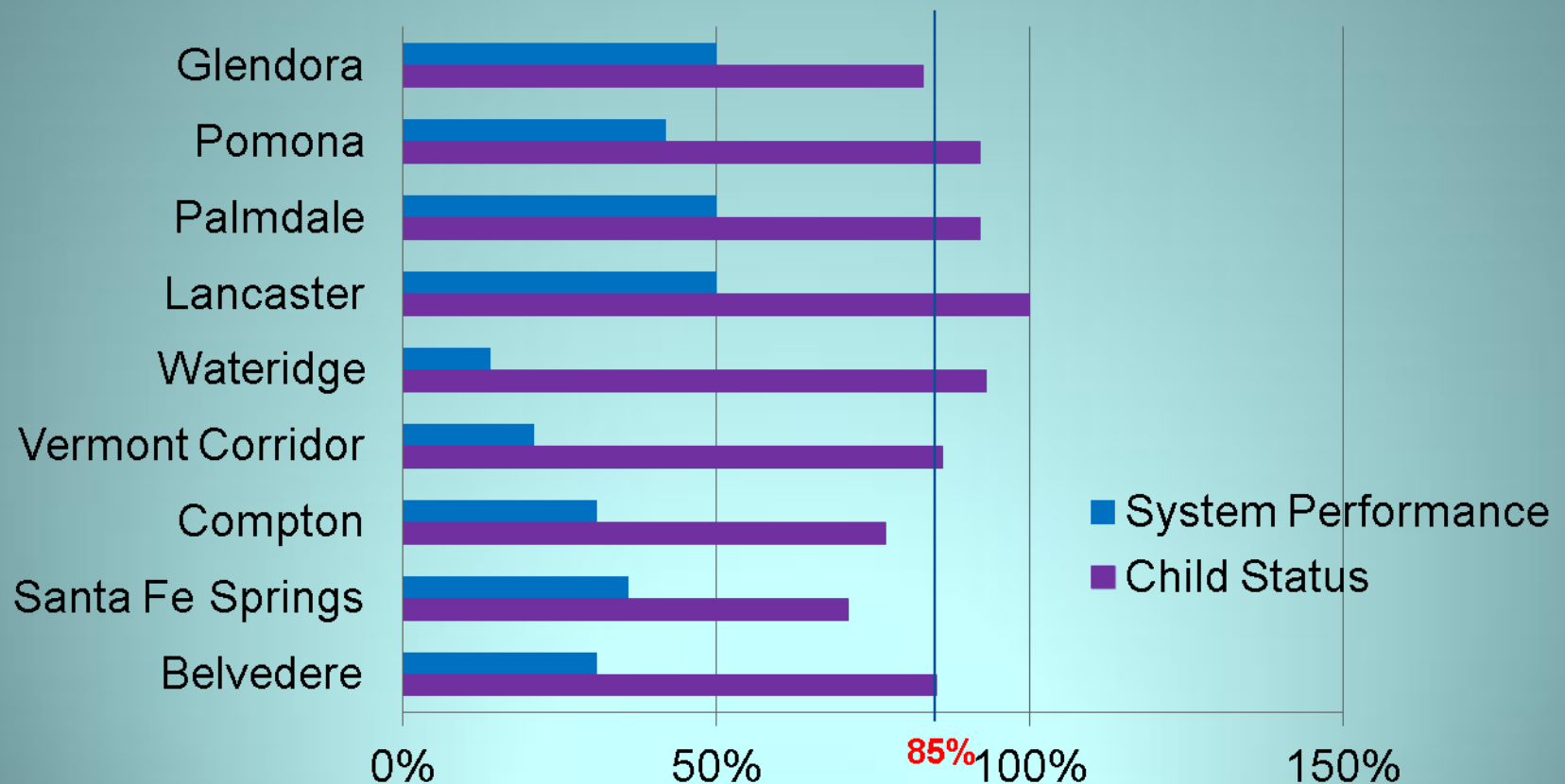
1. Engagement
2. Voice & Choice
3. Teamwork
4. Assessment
5. Long-Term View
6. Planning
7. Supports & Services
8. Intervention Adequacy
9. Tracking & Adjustment

QUALITY SERVICE REVIEW SCORING

- Passing score:
 - Aggregate scoring of 85% respectively on Child & Family Status & System Performance Indicators
 - Subset of System Performance Indicators: Engagement, Teaming & Child Assessment 70% respectively
 - At follow-up review, no less than 75% respectively on Child & Family Status & System Performance Indicators
 - At follow-up, no less than 65% respectively on the subset of System Performance Indicators
 - County will continue QSR process for at least one year following exit & will post scores on a dedicated website








QUALITY SERVICE REVIEW SCORES

QSR SCORES BY OFFICE



EXIT: DATA INDICATORS

SAFETY

Indicators	Minimum Performance	Targets to Aspire to	Status
Indicator 1: Percent of cases where children remained home and did not experience any new incident of substantiated referral during the case open period, up to 12 months.	82.8%	83.3%	
Indicator 2: Of all children served in foster care in the fiscal year, how many did not experience maltreatment by their foster care providers?	98.4%	98.6%	
Indicator 3: No recurrence of maltreatment within 6 months.	92.3%	92.8%	
Indicator 1: Median length of stay for children in foster care.	409	383	
Indicator 2: Reunification within 12 months.	36.4%	45.6%	
Indicator 3: Adoption within 24 months.	2.0%	2.9%	
Indicator 4: Reentry into foster care during the fiscal year and reentry within 12 months of the date of reunification.	13.9%	12.9%	
Indicator 5a: Children in foster care less than 12 months with 2 or less placements.	82.5%	84.1%	
Indicator 5b: Children in foster care 12 months but less than 24 months, without a move to a third or greater placement(s) in the second year.	89.2%	89.7%	
Indicator 5c: Children in foster care on the first day of the fiscal year who have been in foster care for 24 months or more, and have not experienced a move to a third or greater placement(s) during the fiscal year.	58.8%	61.7%	

PERMANENCY

EXIT: DATA INDICATOR STANDARDS

- County will meet or exceed minimum performance levels for the safety & permanency data indicators
- The County will strive to meet the “aspirational” target for each respective indicator
- At the time of QSR exit, as long as the County continues to maintain minimum performance levels, the data indicator exit condition is satisfied
- County will continue to post data indicators on a dedicated website for one year following exit

EXIT CONDITION COMPARISONS

Utah

- Comprehensive child welfare reform class action case covering nearly every aspect of the system
- Developed Milestone Performance Plan covering operational issues
- 16 trend indicators
- Case process review with 46 indicators
- Similar QSR process
- Average number of years in lawsuit – 14 – exited in 2008

Mississippi

- Class action lawsuit against the state's foster care system for failing to protect children in custody & provide necessary services
- Complete overhaul of child welfare system: administration & management to foster care service standards
- 17 broad administrative objectives; 42 extensive foster care service objectives
- Average number of years in lawsuit - 4

New Jersey

- Class action against the state's Division of Youth & Family Services re constitutional rights
- Broad requirements consisting of: training; services; placements; caseloads; health/mental health; permanency planning/adoption; resource families; investigations; data
- 86 expansive performance objectives
- Average number of years in lawsuit – 8

KATIE A. STRATEGIC PLAN

